

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

WARNER BROS. RECORDS,

Plaintiff (s),

v.

JOHN DOE,

Defendant(s).

No. C 07-03094 JCS

**ORDER SETTING INITIAL CASE  
MANAGEMENT CONFERENCE AND  
ADR DEADLINES**

IT IS HEREBY ORDERED that this action is assigned to the Honorable Joseph C. Spero. When serving the complaint or notice of removal, the plaintiff or removing defendant must serve on all other parties a copy of this order, the handbook entitled "Dispute Resolution Procedures in the Northern District of California", the Notice of Assignment of Case to a United States Magistrate Judge for Trial, and all other documents specified in Civil Local Rule 4-2. Counsel must comply with the case schedule listed below unless the Court otherwise orders.

IT IS FURTHER ORDERED that this action is assigned to the Alternative Dispute Resolution (ADR) Multi-Option Program governed by ADR Local Rule 3. Counsel and clients shall familiarize themselves with that rule and with the handbook entitled "Dispute Resolution Procedures in the Northern District of California."

**CASE SCHEDULE -ADR MULTI-OPTION PROGRAM**

Date	Event	Governing Rule
6/13/2007	Complaint filed	
8/31/2007	Last day to: <ul style="list-style-type: none"> <li>meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan</li> <li>file Joint ADR Certification with Stipulation to ADR Process or Notice of Need for ADR Phone Conference</li> </ul>	<a href="#">FRCivP 26(f) &amp; ADR L.R.3-5</a>  <a href="#">Civil L.R. 16-8</a>
9/14/2007	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per attached Standing Order re Contents of Joint Case Management Statement (also available at <a href="http://www.cand.uscourts.gov">http://www.cand.uscourts.gov</a> )	<a href="#">FRCivP 26(a) (1)</a> <a href="#">Civil L.R. 16-9</a>
9/21/2007	INITIAL CASE MANAGEMENT CONFERENCE (CMC) in Ctrm A, 15th Floor, SF at 1:30 PM	<a href="#">Civil L.R. 16-10</a>

## STANDING ORDER

1. Civil Law and Motion is heard on Fridays, at 9:30 a.m. Criminal Law and Motion is heard on Fridays, at 10:30 a.m. Counsel need not reserve a hearing date in advance for civil motions. However, noticed dates may be reset as the Court's calendar requires.

2. Case Management and Pretrial Conferences are heard on Fridays, at 1:30 p.m. Case Management Conferences will no longer be recorded, unless requested by the parties.

3. In cases that are randomly assigned to Judge Spero for all purposes, a Consent to Proceed before a U.S. Magistrate Judge and a Declination to Proceed Before a Magistrate Judge And Request For Reassignment to a United States District Judge Forms will be mailed to all parties. The parties are requested, within two weeks from receipt of the form, to complete and file the form indicating their consent or request for reassignment to a District Judge.

4. Parties with questions regarding scheduling of settlement conferences should contact Judge Spero's secretary, Mary Ann Macudzinski-Gomez, at (415) 522-3691. All other scheduling questions should be addressed to Judge Spero's courtroom deputy, Karen Hom, at (415) 522-2035.

5. In lieu of filing formal discovery motions, lead trial counsel for Plaintiff(s) and lead trial counsel for Defendant(s) shall meet and confer **in person** regarding the subject matter of the Motion(s) in an effort to resolve these matters. After attempting other means to confer on the issue (i.e. letter, phone call, e-mail) any party may demand such a meeting on ten (10) business days' notice. The location of the meeting will alternate with the first location selected by counsel for Plaintiff, the second by counsel for Defendant, etc. Within five (5) business days of the lead trial counsels' meet-and-confer session, the parties shall provide a detailed Joint Letter to the Court. This Joint Letter shall include a description of every issue in dispute and,

1 with respect to each such issue, a detailed summary of each party's final substantive position  
2 and their final proposed compromise on each issue. Upon receipt of the Joint Letter the Court  
3 will determine what future proceedings are necessary.

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5 6. In all "e-filing" cases, when filing papers in connection with any motion for  
6 determination by a judge, the parties shall, in addition to filing papers electronically, lodge with  
7 chambers a printed copy of the papers by the close of the next court day following the day the  
8 papers are filed electronically. **These printed copies shall be marked "Chambers Copy" and**  
9 **shall be submitted directly to Magistrate Judge Spero's chambers in an envelope clearly**  
10 **marked with the judge's name, case number and "E-Filing Chambers Copy." Parties**  
11 **shall not file a paper copy of any document with the Clerk's Office that has already been**  
12 **filed electronically.**

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14 7. Any proposed stipulation or proposed order in a case subject to electronic filing  
15 shall be sent by email to [jcsपो@cand.uscourts.gov](mailto:jcsपो@cand.uscourts.gov). This address is to be used only for  
16 proposed orders unless otherwise directed by the Court.

17 IT IS SO ORDERED.

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19 Dated: May 29, 2007

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22 JOSEPH C. SPERO  
23 United States Magistrate Judge  
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